



Practitioner's Docket No.: GR 97 P 2734

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Frank Hintermaier
Applic. No. : 09/161,196 Group No. : 2811
Filed : September 25, 1998 Examiner : Cuong Q. Nguyen
For : Capacitor Having a Barrier Layer Made of a Transition Metal Phosphide,
Arsenide or Sulfide

TC 2800 MAIL ROOM
SEP 19 2001

#22
Reg RCE
JONES
9-25-01
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Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)

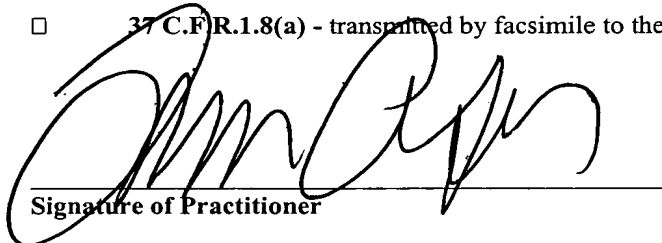
CERTIFICATION UNDER 37 C.F.R.1.8(a) and 1.10

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I hereby certify that, on the date shown below, this correspondence is being:

MAILING/TRANSMISSION

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.
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- ☐ 37 C.F.R.1.8(a) - transmitted by facsimile to the Patent and Trademark Office.


Signature of Practitioner

LAURENCE A. GREENBERG
REG. NO. 29,308

Date: September 6, 2001

09/17/2001 EEKUBAY1 00000023 09161196

01 FC:179

710.00 0P

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above-identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted:
- i. ☒ Prior to abandonment of the application
 - ii. ☐ Payment of the issue fee
 - ☐ Prior to payment of the issue fee
 - ☐ Issue fee has been paid but a petition under § 1.313 has been granted
 - iii. ☒ Prior to a decision on appeal to the Board of Patent Appeals & Interferences
 - ☒ A notice is being separately sent to the Board of Patent Appeals & Interferences that this Request for Continued Examination is being filed.
 - iv. ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145; or
 - ☐ Commencement of a civil action under 35 U.S.C. 146
 - ☐ Prior to the filing of such appeal or commencement of civil action
 - ☐ Such appeal or commencement of civil action has been terminated

SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

3. a) Previously submitted
- ☐ Consider the amendment/reply under 37 C.F.R. 1.116 previously filed on
(Any unentered amendments referred to above will be entered)
 - ☒ Consider the arguments in the Appeal Brief or Reply Brief previously submitted on June 6, 2001.
 - ☐ Other
- b) Enclosed herewith are:
- ☒ An information disclosure (37 C.F.R. §1.98)
 - ☒ Form PTO-1449 (PTO/SB/08A and 08B)
 - ☐ An amendment
 - ☐ New arguments
 - ☐ New evidence in support of patentability
 - ☐ Other:

FEE FOR REQUEST (37 C.F.R. § 1.17(e))

4. This application is on behalf of:
☒ Large entity \$710.00

Continued Prosecution Request Fee \$710.00

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. §1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col.2)	(Col.3)	Small Entity			Large Entity	
	Claims remaining after amendment		Highest No. previously paid for	Present Extra	Rate	Add. Fee	Or	Rate	Add. Fee
Total	9	Minus			x\$9=	\$		x\$18=	\$
Indep.	1	Minus			x\$40=	\$		x\$80=	\$
First Presentation of Multiple Dependent Claims					+\$135=	\$		+\$270=	
					Total Addit.Fee		Or	Total Addit.Fee	

- (c) ☒ No additional fee is required.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

- (a) No extension of time is necessary.

TOTAL FEE DUE

7. The total fee due is:
☒ Continued Prosecution Fee (§ 1.17(e)) \$710.00
Total Fees Due \$710.00

PAYMENT OF FEE DUE

8. Please pay the fees for this continued examination application as follows:
- ☒ Charge Credit Card the sum of \$710.00
(Credit Card Payment Form (PTO-2038) attached)

Please charge any required additional fees for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to


- ☒ Account No. 12-1099 of Lerner and Greenberg, P.A.

INVENTORSHIP

9. This application as amended names as inventors:
- ☒ the same inventors as previously designated for the claims.

10. Instructions as to Overpayment

- ☒ Credit Account No. 12-1099.
- ☐ Refund


SIGNATURE OF PRACTITIONER

LAURENCE A. GREENBERG
REG. NO. 29,308

Date: September 6, 2001

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